

The Honorable Benjamin H. Settle

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA**

STATE OF WASHINGTON,

Plaintiff,

v.

FRANCISCAN HEALTH SYSTEM d/b/a  
CHI FRANCISCAN HEALTH;  
FRANCISCAN MEDICAL GROUP; THE  
DOCTORS CLINIC, A PROFESSIONAL  
CORPORATION; and WESTSOUND  
ORTHOPAEDICS, P.S.,

Defendants.

NO. 3:17-cv-05690

**ORDER ON STATE'S  
UNOPPOSED MOTION TO  
SEAL STATE'S UNREDACTED  
REPLY BRIEF IN SUPPORT OF  
MOTION FOR PARTIAL  
SUMMARY JUDGMENT ON  
COUNT ONE AND  
DECLARATION OF ERICA A.  
KOSCHER WITH CERTAIN  
EXHIBITS**

On May 4, 2018, Plaintiff, the State of Washington (the "State") filed an unopposed Motion to Seal State's Unredacted Reply Brief in Support of Motion for Partial Summary Judgment on Count One, the Declaration of Erica A. Koscher in Support of State's Reply Brief in support of Motion for Partial Summary Judgment on Count One, and Certain Exhibit attached to the Declaration. The Motion pertained to a portions of a deposition transcript designated as confidential by Defendant The Doctors Clinic. Pursuant to LCR 5(g), the State has filed a redacted version of its Motion and attached Declaration Exhibit A on the public

1 docket, and is filing unredacted versions of the Motion, Declaration, and Declaration Exhibits  
2 under seal.

3 Having considered Plaintiff's Motion and the applicable law, pursuant to LCR 5(g),  
4 **IT IS HEREBY ORDERED** that the motion is:

5 **[X] GRANTED IN ITS ENTIRETY.** The unredacted version of the State's Motion  
6 for Partial Summary Judgment on Count One, the Declaration of Erica A. Koscher in Support  
7 of State's Reply Brief in support of Motion for Partial Summary Judgment on Count One, and  
8 Exhibit A attached to the Declaration shall remain under seal.

9 Dated this 12<sup>th</sup> day of June, 2018.

10 

11  
12 BENJAMIN H. SETTLE  
13 United States District Judge  
14

15 Presented by:

16  
17 s/ Stephen T. Fairchild  
18 STEPHEN T. FAIRCHILD, WSBA No. 41214

19 Assistant Attorney General  
20 Antitrust Division  
21 Attorney General of Washington  
22 800 Fifth Ave, Suite 2000  
23 Seattle, WA 98104-3188  
24 (206) 389-2848  
25 stephenf2@atg.wa.gov  
26